



Jeremy Nichols <jnichols@wildearthguardians.org>

Re: OSM-2018-00039

Awoniyi, Oladele <oawoniyi@osmre.gov>
To: jnichols@wildearthguardians.org
Cc: "FOIA, OSM" <osm-foia@osmre.gov>

Thu, Sep 20, 2018 at 7:02 PM

Dear Mr. Nichols,

Thank you for your email. Please be informed that we conducted a responsive records search and found records potentially responsive to your request. At this time, we have not reached a final determination on whether responsive material is exempt from release. We therefore expect that we will dispatch a determination to you by October 31, 2018.

You had requested a fee waiver. Please note that your request for a fee waiver is granted.

If you have any questions and/or concerns regarding your request, or any of the issues discussed in this letter, you may contact me.

Sincerely,

Dele Awoniyi

Department of the Interior
Office of Surface Mining, FOIA Officer
MS MIB 200 West, [1849 C Street, N.W. Washington, D.C. 20240](#)
Telephone [\(202\) 208-5840](#)

On Fri, Sep 7, 2018 at 12:23 PM Jeremy Nichols <jnichols@wildearthguardians.org> wrote:

Hi there -

I wanted to check in on the status of this FOIA request, is there a date by which we can expect to receive a determination on our request and production of responsive records? Thank you.

Sincerely,

Jeremy Nichols



On Fri, Jan 5, 2018 at 7:09 PM FOIA, OSM <osm-foia@osmre.gov> wrote:

Dear Mr. Nichols:

We apologize for the delay in responding to your request. Your request was received in the Office of Surface Mining Reclamation and Enforcement ("OSM") FOIA office for processing on November 30, 2017, and assigned control number OSM-2018-00039. Please cite this number in any future communications with our office regarding your request.

We have classified you as an "other-use" requester. As such, we may charge you for some of our search and duplication costs, but we will not charge you for our review costs; you are also entitled to up to 2 hours of search time and 100 pages of photocopies (or an equivalent volume) for free. See [43 C.F.R. § 2.39](#). If, [after taking into consideration your fee category entitlements](#), our processing costs are less than \$50.00, we will not bill you because the cost of collection would be greater than the fee collected. See [43 C.F.R. § 2.37\(g\)](#)

You asked for a fee waiver. Your request for a fee waiver is being considered.

Please be informed that we are conducting responsive records search based on the subject matter of your request. Please expect to hear from us following the completion of our records search. [Because we will need to consult with one or more offices of the Department in order to properly process your request](#), we are placing your request under the "Complex" processing track. You may narrow the scope of your request to obtain quicker processing in your currently assigned track or move the request into a faster track (which may also have the effect of reducing the cost of processing your request, if applicable). If you have any questions regarding your request, please contact me.

Sincerely,

Dele Awoniyi

Department of the Interior
Office of Surface Mining, FOIA Officer
MS SIB 257, [1951 Constitution Avenue, N.W.](#)
Washington, D.C. 20240
Telephone (202) 208-5840

On Wed, Jan 3, 2018 at 12:44 PM, Jeremy Nichols <jnichols@wildearthguardians.org> wrote:

Hi there -

I wanted to check in on the status of this FOIA request (attached again for your reference). Would it be possible to receive an acknowledgment that the request has been received and that it has been assigned a control number? Also, can OSM provide an estimated date for a final determination? Thank you.

Sincerely,

Jeremy Nichols



On Thu, Nov 30, 2017 at 10:35 AM, Jeremy Nichols <jnichols@wildearthguardians.org> wrote:

Attached, please find a Freedom of Information Act request related to the Office of Surface Mining Reclamation and Enforcement's actions related to efforts to amend and/or revise rules at 30 C.F.R. § 800 related to bonding at surface coal mining operations. Thank you.

Sincerely,

Jeremy Nichols

